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amend. by 3-24-04

**RESPONSE B**  
**SER. NO. 09/996,342**  
**ATTORNEY DOCKET NO.: WASC1821**

**March 1, 2004**

**\*\*\* R\*E\*M\*A\*R\*K\*S \*\*\***

Applicants herewith submit this RESPONSE B, a Response After Final Action, in a bona fide attempt to advance the prosecution of this case and to answer each and every ground of rejection as set forth by the Examiner. Applicants respectfully request this Response B be entered and further request re-examination and reconsideration of the above referenced patent application in view of the remarks as set forth below. If allowance of the claims is not forthcoming as a consequence of this Response B, then it will, in any case, put the application in a better condition for consideration on appeal.

**Rejections under 35 U.S.C. §§102**

The Examiner has again rejected claims 1 through 16 under 35 U.S.C. § §102(b) as being anticipated by United States Patent No. 6,072,340 issued on June 6, 2000 to Cecil W. Deisch (Deisch). The Examiner has recited a number of rejections for Applicant's Claims 1 through 16. Applicant will consider each rejection of each claim independently.

Applicant has very carefully studied the disclosure by Deisch. In general and applicable to Applicant's Claims 1 through 16 there is a basic and fundamental difference between the claimed invention and the apparatus disclosed by Deisch. Applicant claims apparatus and method for measuring characteristics of a bit stream of binary pulses. In contrast, Deisch teaches a pulse shaping and filtering circuit for digital pulse data transmissions. This goes to the heart of the matter. In the Deisch statement